

Event Vetting

Government employees, particularly high-level officials like United States Attorneys, are subject to ethical restrictions governing the types of events they may attend. Some restrictions relate to benefits, including luncheons, dinners, awards, and tokens of appreciation they may accept. Other restrictions relate, among other things, to participation in events that are sponsored by persons who do business with or lobby the Government; that have a fundraising component; where it may appear that official attendance is being used to promote the event or the sponsor; or where elected officials may be in attendance. To assist us in vetting compliance with government ethical restrictions, we would appreciate it if you could provide the following information. If you do not have specific information for each response, please provide such general or descriptive information as you currently have. Please do not hesitate to call the Office's Government Ethics Advisor, (b)(6), (b)(7)c

(b)(6), (b)(7)c at (b)(6), (b)(7)c or e-mail him at (b)(6), (b)(7)c to discuss this.

1. Name, date and time, and location of event.

American Bar Foundation
New York Fellows Luncheon
June 16, 2016
11:30 a.m. – 1:30 p.m.

Wachtell, Lipton, Rosen & Katz
51 West 52nd Street, 28th Floor
New York, NY 10019

2. Format of event (*e.g.*, cocktails; presentations; speeches; and/or meal).

Lunch is available to attendees at 12:00 p.m. The presentation will commence at 12:30 p.m.

3. Estimated cost per attendee of event.

\$25

4. Are any attendees being charged to attend the event?

There is no charge to attend. This is a free event aimed at American Bar Foundation Fellows.

- a. If so, who (in general) is being offered free attendance, and who is expected to pay?

5. Name of entity extending the invitation and link to web site (if any).

American Bar Foundation
<http://www.americanbarfoundation.org/index.html>

- a. Is the entity extending the invitation registered with the Secretary of the Senate and the Clerk of the House of Representatives as a lobbyist pursuant to Section 1603(a) of Title 2 of the United States Code?

No, the American Bar Foundation is not registered as a lobbyist.

6. Sponsor of event if different from above.

Wachtell, Lipton, Rosen & Katz -- this is the law firm that is hosting the luncheon. Michael Byowitz, Chair-Elect of the Fellows of the American Bar Foundation, is Of Counsel (and for many years a partner) with this law firm.

- a. Is the sponsor of the event registered with the Secretary of the Senate and the Clerk of the House of Representatives as a lobbyist pursuant to Section 1603(a) of Title 2 of the United States Code?

Yes, WLRK is on both lists, but has been inactive for 16 years.

7. Names of additional entities that will be recognized for sponsorship or support of the event.
None. This is an event of the New York Chapter of the Fellows of the American Bar Foundation.

8. How many persons are expected to attend?

75-100 people.

9. Demographics of expected attendees (e.g., lawyers; law enforcement; business leaders; students; etc.)

The Fellows of the American Bar Foundation is an honorary organization of attorneys, judges, law faculty, government lawyers and legal scholars whose public and private careers have demonstrated outstanding dedication to the welfare of their communities and to the highest principles of the legal profession. Membership in The Fellows is limited to one percent of lawyers licensed to practice in each jurisdiction.

10. Are any elected officials expected to attend and, if so, what is their expected role?

None have been invited or are expected to attend.

11. Is there a fundraising component to the event? (e.g., program advertisements; dinner ticket price; silent auction)? If so, please describe.¹

¹ For events that involve any fundraising leading up to or during the event: The United States Attorney may not participate in any active fundraising activity with respect to the event. Nor may the U.S. Attorney allow his name, position, or title to be used for any fundraising activity for your

There is no fundraising component to this event.

12. Expected role of U.S. Attorney (*e.g.*, simple attendance; remarks; speech)

The U.S. Attorney will give a 20 minute presentation followed by a question and answer session.

13. If the U.S. Attorney is being honored:

The U.S. Attorney is not being honored at this event.

- a. What are the criteria your organization applies to determine who should be honored for this specific award?

N/A

- b. What is the internal process by which your organization selects potential honorees?

N/A

- c. For what specific public service or achievement do you wish to honor the U.S. Attorney?

N/A

- d. Did any of the accomplishments of the U.S. Attorney which you wish to honor directly affect the organization or its members? (Describe.)

N/A

- e. Do any of the board members or host committee or senior staff have any matters pending before or involving the United States Attorney's Office for the Southern District of New York?

N/A

- f. Please provide a description and the value of any award item (if the award item is a plaque, certificate or trophy of little intrinsic value, you may so indicate).

N/A

organization. If applicable, you may list his name as an awardee and/or speaker on the program and on invitations issued not more than 30 days prior to the event, along with other information about the program. He may not be listed on any "save the date" notices. Failure to comply with these limitations may preclude the U.S. Attorney from appearing at the event. If the U.S. Attorney is giving an official speech, he may be seated and have photos taken as appropriate for a speaker at the event, but you may not use his photo in connection with any other fundraising efforts.

g. Who else is expected to be honored at the event?

N/A

14. If the U.S. Attorney is making a presentation, who else is expected to be making a presentation/be on a panel?

In addition to the U.S. Attorney's presentation, there will be very brief welcome remarks from:

- Michael Byowitz, Chair-Elect of The Fellows
- Hon. Elizabeth S. Stong (Bankruptcy Judge, U.S. District Court EDNY) and Kenneth G. Standard, co-chairs of the New York Fellows
- And possible, Ajay K. Mehrotra, Executive Director of the American Bar Foundation.

a. Will the U.S. Attorney be presented with a token or memento in appreciation for his presentation?

- i. ☒ Nothing
- ii. ☐ Plaque or other memento of little intrinsic value
- iii. ☐ Other. Please describe, including its value.

15. Describe any special seating arrangements for U.S. Attorney, *e.g.*, dais, general seating (depending on the nature of the event, the U.S. Attorney may or may not be able to accept "dais" seating.)

There is no special seating. There will be a podium provided for his remarks.

16. Promotion of the event: please provide a copy of or link to the invitation/promotional material for the event (or if not available, for the prior year's event).

Event Website: <http://www.americanbarfoundation.org/fellows/events/562>

Copy of the event invitation is attached.